



SANDY SPRINGS™

GEORGIA

BOARD OF APPEALS

THURSDAY, FEBRUARY 9, 2017

Work Session - 5:00 p.m.

Meeting - 6:00 p.m.

CITY COUNCIL CHAMBERS, CITY HALL, 7840 ROSWELL ROAD, BUILDING 500

Call to Order (6:01 p.m.)

Chairman Sandler called the February Board of Appeals meeting to order.

Roll Call

Present - Board Members Moller, Mobley, Nodvin, A. Johnson, Lichtenstein and Chairman Sandler

Absent (excused) - Vice Chair E. Johnson

General Announcements

Approval of Meeting Agenda

[BOA Agenda 2.9.17](#)

Member Moller moved to approve the meeting agenda which was seconded by Member Lichtenstein. The motion carried by voice vote, 6-0-0.

Approval of Minutes - January 12, 2017

[BOA Minutes 1.12.17](#)

Member Nodvin made a motion to approve the January Minutes, seconded by Member Mobley and passed by voice vote, 6-0-0.

Variances

1. [001489](#) **DR16-0008 & V16-0132**
6240 Roswell Road
Variance request to allow a drive-through structure adjacent to a public street and three variance requests to allow two existing nonconforming driveways on Johnson Ferry Road and Roswell Road to remain. **deferred from December meeting*
[DR16-0008 & V16-0132 Final Package](#)
On behalf of the applicant, SunTrust Bank, Mr. Den Webb spoke in support of the request. Member Mobley moved to approve variances 2,3, and 4 per Staff Recommendations and conditions regarding 1 through 7 (*scenario 3*). Member Moller seconded this with the voice vote passing the motion, 6-0-0.
 2. [001490](#) **V16-0146**
185 Northglenn Court
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CITY COUNCIL CHAMBERS, CITY HALL, 7840 ROSWELL ROAD, BUILDING 500

Variance request from Section 109-225 of the Development Regulations to construct a deck that is partially within the 25-foot City stream setback (25-foot additional impervious surface setback associated with a stream buffer). **deferred from December meeting*

[V16-0146 Final Package](#)

Mr. Den Webb, an attorney representing the applicant (John Ethridge), spoke in support as did the petitioner, Mr. Charles Grad. A motion was made by Member Moller, seconded by Member Mobley to allow Mr. Grad an additional minute to speak.

Member Moller moved to accept Staff Recommendations to deny with Member A. Johnson seconding the motion. After a voice vote, the motion was tied 3-3-0. Members Mobley, Moller and Johnson voting in support of the motion and Members Nodvin, Lichtenstein and Chairman Sandler voting against the motion.

Member Lichtenstein made a motion to approve Staff Recommendations with conditions and Member Nodvin seconded the motion. This motion tied 3-3-0 with Members Nodvin, Lichtenstein and Chairman Sandler voting in support of the motion while Members Mobley, Moller and Johnson voting in against. The motion failed.

Member Moller moved to defer the case for 30 days (March 9, 2017 meeting) but this motion died due to lack of a second.

Member Moller moved again to defer the case for 30 days or until all BOA Members were present or an odd number of Members were present to avoid a tie vote. Member Mobley seconded this motion which passed via a voice vote, 6-0-0.

3. [001491](#)

V16-0092

8433 Roswell Road

Variance request from the Zoning Ordinance Article XXXIII. Signs H. Sandy Springs Overlay District. 2. Wall Signs. a. Wall signs are permitted on street-facing walls. To allow a wall sign on a non-street facing.

[V16-0092 Final Package](#)

Speaking in support on behalf of the Applicant, Chick-Fil-A, was Mr. Brandon Guest of Clayton Signs.

Member Moller moved to approve based on Staff Recommendations. Member Mobley seconded the motion that passed after a voice vote, 6-0-0.

4. [001492](#)

V17-0006

314 Colewood Way



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Work Session - 5:00 p.m.

Meeting - 6:00 p.m.

CITY COUNCIL CHAMBERS, CITY HALL, 7840 ROSWELL ROAD, BUILDING 500

Variance request from Section 109-224 of the Development Regulations to construct a 189 square-foot addition to an existing residence within the 25-foot City impervious surface setback (25-foot additional impervious surface setback associated with a stream buffer).

[V17-0006 Full Package](#)

Member Mobley recused himself and left the dais before the agenda was called.

Mr. Chip Collins represented the Applicant by speaking to support the request. A resident and neighbor of the Applicant, Mr. Larry Young, spoke against the request by detailing his concerns for his property.

A motion was made by Member Mobley and seconded by Member A. Johnson to approve per Staff Recommendations. The motion carried after a voice vote, 5-0-1.

On-Going Business

Update for the March meeting to review the process of voting responsibilities of the Board's Chair and tie votes.

New Business

At the March meeting, elections will be held for the Chair and Vice Chair at the top of the Agenda.

Public Comment

None offered at this meeting

Adjournment

At 7:56 pm, Member A. Johnson made a motion to adjourn the meeting with Member Lichtenstein seconding the motion which passed by voice vote, 6-0-0.

Meeting adjourned, 7:56 pm.
